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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
VICTOR ANGELES SERRANO NASH,  
  
Defendant.

CASE NO. 2:22-CR-00122-JAM  
  
STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER  
  
DATE: December 6, 2022  
TIME: 9:00 a.m.  
COURT: Hon. John A. Mendez

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on December 6, 2022.
2. By this stipulation, defendant now moves to continue the status conference until February 28, 2023 at 9:00 a.m., and to exclude time between December 6, 2022, and February 28, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes investigative reports and related documents, as well as audio and video files, in electronic form including approximately 85 pages of documents. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.

1           b)       Counsel for defendant desires additional time to review the discovery and current  
2 charges, consult with his client, conduct investigation and research, to review and copy discovery  
3 in this matter, and to discuss potential resolutions with his client.

4           c)       Counsel for defendant believes that failure to grant the above-requested  
5 continuance would deny him the reasonable time necessary for effective preparation, taking into  
6 account the exercise of due diligence.

7           d)       The government does not object to the continuance.

8           e)       Based on the above-stated findings, the ends of justice served by continuing the  
9 case as requested outweigh the interest of the public and the defendant in a trial within the  
10 original date prescribed by the Speedy Trial Act.

11          f)       For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
12 et seq., within which trial must commence, the time period of December 6, 2022 to February 28,  
13 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
14 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
15 of the Court's finding that the ends of justice served by taking such action outweigh the best  
16 interest of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: December 4, 2022

PHILLIP A. TALBERT  
United States Attorney

/s/ ALSTYN BENNETT  
ALSTYN BENNETT  
Assistant United States Attorney

Dated: December 4, 2022

/s/ JOHNNY L. GRIFFIN III  
JOHNNY L. GRIFFIN III  
Counsel for Defendant  
VICTOR ANGELES  
SERRANO NASH

**ORDER**

IT IS SO FOUND AND ORDERED this 5th day of December, 2022.

/s/ John A. Mendez  
THE HONORABLE JOHN A. MENDEZ  
SENIOR UNITED STATES DISTRICT JUDGE